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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 JESSE E. PENA,

10 Plaintiff,

11 vs.

12 AARON KENSINGTON, et al.,

13 Defendants.
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Case No. 2:12-cv-01296-JCM-VCF

ORDER

15 The court directed plaintiff to pay an initial partial filing fee. Order (#5). Plaintiff has not
16 complied within the allotted time.

17 IT IS THEREFORE ORDERED that this action is **DISMISSED** without prejudice for
18 plaintiff's failure to pay the initial partial filing fee. The clerk of the court shall enter judgment
19 accordingly.

20 IT IS FURTHER ORDERED that any appeal from the court's decision would not be taken
21 in good faith.

22 DATED: April 12, 2013.
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25 **JAMES C. MAHAN**
26 United States District Judge
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